

February 18, 2010

Gina D. Jensen
Assistant Attorney General
Suite 1200
445 Minnesota Street
St. Paul, MN 55101-2130

Adil Albosaad
E & L Food Market
1122 Lowry Avenue North
Minneapolis, MN 55411

Re: *In the Matter of the Disqualification of E & L Food Market*
OAH Docket No. 3-0900-21030-2

Dear Ms. Jensen and Mr. Albosaad:

This letter constitutes the First Prehearing Order concerning matters discussed in the prehearing conference held yesterday. Ms. Jensen appeared for the Department of Health; Mr. Albosaad appeared for himself without counsel. Tom Kustermann also participated in the conference to provide assistance to Mr. Albosaad. During the conference Ms. Jensen indicated that the Department planned to move for summary disposition, as it does not believe there are any material factual issues that require a hearing. After some discussion of the most efficient way for Mr. Albosaad to present his response to such a motion, the parties agreed to proceed on the following schedule:

March 8, 2010: Deadline for the Department to file a motion for summary disposition.

March 22, 2010: Deadline for Mr. Albosaad to file a written response to the motion. The written response may include argument about the penalty and any documents that Mr. Albosaad believes would be relevant, as long as he explains what the documents are and what he believes they prove.

Sincerely,

s/Kathleen D. Sheehy
KATHLEEN D. SHEEHY
Administrative Law Judge
Tel. No.: 651-361-7848